

HOUSE BILL 1833

By Hall

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 14, Part 5; Title 55 and Title 68, Chapter 211, relative to littering.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-14-501, is amended by adding the following as a new subdivision:

() "Tire" means the continuous solid or pneumatic rubber covering encircling the wheel of a motor vehicle and includes a waste tire as defined in § 68-211-802;

SECTION 2. Tennessee Code Annotated, Section 39-14-505, is amended by deleting subsections (a) and (b) and substituting:

(a) Aggravated criminal littering is littering:

(1) In an amount exceeding ten pounds (10 lbs.) in weight or fifteen (15) cubic feet in volume;

(2) In any amount for any commercial purpose; or

(3) By knowingly placing, dropping, or throwing one (1) or more tires on any public or private property without permission and without immediately removing it.

(b) Aggravated criminal littering is:

(1) A Class A misdemeanor:

(A) Under subdivision (a)(1) or (a)(2), if the amount of litter exceeds one hundred pounds (100 lbs.) in weight or thirty (30) cubic feet in volume, then the defendant is subject to imprisonment as provided by

law or a fine not less than two thousand five hundred dollars (\$2,500), nor more than four thousand dollars (\$4,000), or both; and

(B) Under subdivision (a)(3), for up to three (3) tires; and

(2) A Class E felony:

(A) Under subdivision (a)(1) or (a)(2) for:

(i) The third conviction in any amount exceeding ten pounds (10 lbs.) in weight or fifteen (15) cubic feet in volume; or

(ii) The second conviction in any amount exceeding one thousand pounds (1,000 lbs.) in weight or two hundred (200) cubic feet in volume or in any amount for a commercial purpose; and

(B) Under subdivision (a)(3), for more than three (3) tires.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it, and applies to any offense committed on or after that date.